

CIVIL DOCKET
UNITED STATES DISTRICT COURT

DAUGHERTY
Jury demand date: 3/9/72 by pltf.

D. C. Form No. 106A Rev.

TITLE OF CASE		ATTORNEYS			
<p>JOHN WILKERSON 724 East Fourth Street Bristow, Oklahoma</p> <p>vs.</p> <p>SAND SPRINGS RAILWAY COMPANY Post Office Box 128 Sand Springs, Oklahoma</p>		<p>For plaintiff:</p> <p>Ernest Hubbell <u>William C. Lane</u> 2505 Power & Light Building 106 West 14th Street Kansas City, Missouri 64105 816-221-5666</p> <p>Robert E. Martin 410 Beacon Building Tulsa, Oklahoma 74103 (587-7234)</p> <p>For defendant:</p> <p>Dickson M. Saunders & Wm. B. Morgan Doerner, Stuart, Saunders, Daniel & Langenkamp 1200 Atlas Life Bldg. Tulsa, Oklahoma 74103 (585-5541)</p>			
STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 5 mailed 4-1-72	Clerk	3/9	R. Martin	15.00	
		3-16-72	C.D. No. 41		15 00
J.S. 6 mailed 3-1-72	Marshal				
Basis of Action personal injury	Docket fee				
Red. Employers' Liability	Witness fees				
Act, 45 USCA, Sec. 1					
Action arose at:	Depositions				

DATE	PROCEEDINGS	Date Order or Judgment Noted
3-9-72	Complaint, filed. Summons issued. rm	
3-14-72	Return on U.S. Marshals Service, Summons, filed. Served Sand Springs Railway Company, by serving Glen Reich, Auditor, in Sand Springs, Okla., on 3-9-72, with fees of \$5.16. v	
3-29-72	Motion of def. to dismiss and brief in support thereof, filed. rm (orig 23)	
3-31-72	Copy of letter dated 3-30-72 from J.D. to attys, stating that Pltf is to respond to alternative Motion with supporting brief within 10 days, filed. r	
4-14-72	MINUTE ORDER: Ordered that Defts' Mot. to Dismiss is overruled. Pltf confesses defts alternative motion to quash the summons, per letter (attached to M.O.). Pltf is authorized to cause issuance of alias summons. (FD-J)r	
4-20-72	Alias summons, ret. & filed: served S. Neal Johnson as Pres. & Trustee of Sand Springs Ry. Co. 4-19-72. (USM \$4.92)g	
5-9-72	Answer of Deft, filed. r	
6-14-72	Pltf's interrogatories to deft., filed. hm	
6-20-72	Case set for Pre-Trials on Thurs., July 13, 1972 @9:45 A.M. (FD-J)r	
7-12-72	Answers and Objections to Plaintiff's Interrogatories, filed. v	
7-13-72	Pre-Trial Held. Parties represented. Statements made. Defts granted 5 days (7-18-72) to file amended answer. Pltf to be available for med. exam by deft's doctor. Pltf directed to file brief within 30 days (8-12); deft to respond within 15 days (8-27) thereafter. Court asks for Requested Instructions to be filed 10 days before trial. Pltf to prepare Pre-Trial Order. Case to be set on <u>Jury assignment</u> . (FD-J)r	
<u>7-17-72</u>	Amended answer of def., filed. rm	
7-24-72	Case set for Jury Trial on Wed., Aug. 23, 1972 @9:30 A.M. (FD-J)r	
7-28-72	Pltf's Request for Production, filed. r	
7-28-72	Pltf's Supplemental Interrogatories to Deft., filed. r	
7-31-72	Letter from Wm. Lane to J. D. dated 7-25-72 requesting that Jury Trial be continued. filed, r	
7-31-72	Letter from Wm. Morgan to J. D. dated 7-27-72 requesting that Jury Trial be continued, filed. r	
7-31-72	MINUTE ORDER: Case stricken from Jury Trial of 8-23-72 at request of Pltf. (FD-J)r (notified by letter)	
8-14-72	Pltf's trial memorandum, filed. hm	
8-17-72	Deft's answer to request to produce, filed. hm	
<u>8-21-72</u>	Pre-Trial order, filed. (FD-J)rm - copies mailed	
8-21-72	Notice to take deposition of sundry witnesses of def. by pltf., filed. Summons issued. rm	
8-24-72	Marshal's return of service of subpoena, filed. Served S. Neal Johnson in Sand Springs on 8/23/72 (USM \$5.36) rm	
8-24-72	Answer of def. to pltf. suppl. interrog. and obj. to some, filed. rm	
8-29-72	Deft's Trial Brief, filed. r <i>copy to be filed</i>	
9-12-72	Plaintiff's second supplemental interrogatories to defendant, filed. ds	
9-12-72	Depositions of Frank Fabela and Johnny Curtis Graves, on behalf of the Pltf.s, taken before Jms. C. Hickerson, with fees of \$36.00, pd. by the Pltf., filed. v	
9-27-72	Answers to Pltf.'s Second Supplemental Interrogatories to Deft., filed. v	

(Cont)

DATE	PROCEEDINGS	Date Order or Judgment Noted
9-29-72	Plt's Supplementary Request for Production, filed. r	
1-12-73	Case set for jury trial 2-5-73 at 9:30 a.m. (FD-J)hm	
1-26-73	Deft's Requested Instructions, filed. r	
1-29-73	Pltf's requests for instructions to the jury, filed. hm	
2-2-73	Amended answers to pltf's interrogatories, filed. g	
2-2-73	Amended answers to pltf's supplemental interrogatories, filed. g	
2-5-73	Pltf.'s List of Exhibits, filed. v	
2-5-73	Appearance of Attorneys for the Pltf., filed. v	
2-5-73	Pltf.'s Witness List, filed. v	
2-5-73	List of Witnesses for the Deft., filed. v	
2-5-73	Case called for Jury Trial. Parties represented. Pltf announce that the case has settled. Pltf calls witness, John Wilkerson. Pltf will submit Judgment for Court's Approval. (FD-J)R	
2-5-73	Judgment filed and entered, for the pltf & against the deft in the amount of \$36,308.10. (FD-J)r (Copies mailed) (1 cc to Robert Martin)	
2-20-73	Satisfaction of judgment, filed. g	

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